

REMARKS

Claims 1-11 and 14-20 were rejected in the first office action. Claims 12 and 13 were indicated to be allowable if re-written in independent form. The Claims were amended accordingly in independent form. Applicant is unclear as to why these Claims were rejected. Applicant respectfully traverse this rejection and requests reconsideration and allowance of the Claims as written.

35 USC § 103(a)

The Examiner has asked Applicant to show why his invention is patentable over Anderson in view of Larson and further in view of Hernandez, Jr. Larson is in a different field completely (a self-propelled, remotely controlled target carrier adapted for use in an archery range). It would not be obvious to one of ordinary skill in cart design for use in attics and crawl spaces (the present invention) to look in the archery range targets field to add non-obvious elements to the present invention. Likewise with Hernandez, Jr., which is in a different field completely (foldable mechanic creepers). It would not be obvious to one of ordinary skill in cart design for use in attics and crawl spaces (the present invention) to look in the foldable mechanic creeper field to add non-obvious elements to the present invention.

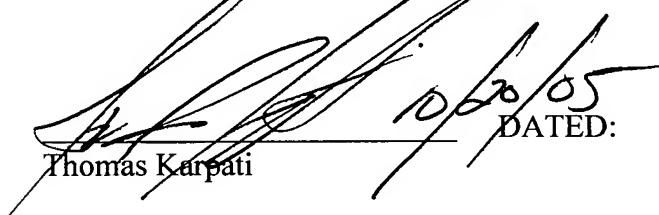
This combining of the cited references is not supported by the prior art to teach, motivate or suggest this new non-obvious combination of the present invention. After considering Applicant's disclosure, the Examiner has selected three prior art references showing SOME individual features

which are similar to certain elements of Applicant's Claims. Applicant respectfully submits that there is nothing in these references, however, suggesting Applicant's invention or combining references as the Examiner has done.

Applicant objects to the hindsight approach by the Examiner. Hindsight is improper in analyzing a patent's validity under obviousness. (*Orthopedic Equipment Co. v. United States*, 705 F.2d 1005 (Fed. Cir. 1983)).

Thus, allowance of the Claims in the present application are respectfully requested. Should the Examiner consider necessary any formal changes in the specification, Claims and/or drawings, it is respectfully asked that such changes be made by Examiner's Amendment, if the Examiner feels this would facilitate passage of the case to issuance.

RESPECTFULLY SUBMITTED,



Thomas Karpati

DATED:

10/20/05